

IN THE UNITED STATES DISTRICT COURT OF NEBRASKA

TONY BAILEY,	)	CIV. 8:04-cv-313
	)	
	)	
Plaintiff,	)	
	)	
vs.	)	<b>ORDER</b>
	)	
	)	
PRIMUS STERILIZER COMPANY,	)	
	)	
	)	
Defendant.	)	

This matter is before the Court on the Joint Motion To Dismiss with Prejudice (Filing No. 27) of the parties. They have settled the case.

IT IS THEREFORE ORDERED that the Plaintiff's Complaint is dismissed with prejudice; each party to pay his or its own costs.

Signed this 29<sup>th</sup> day of August, 2006.

By the Court

s/Joseph F. Bataillon  
Chief U.S. District Judge

Prepared by:

Edward F. Fogarty #11337  
FOGARTY, LUND & GROSS  
1904 Farnam Street, Suite 700  
Omaha, Nebraska 68102  
(402) 341-3333  
Attorney for Plaintiff

Approved by:

By /s/ Ralph A. Froehlich  
Thomas M. Locher #15797  
Ralph A. Froehlich #19701  
200 The Omaha Club  
2002 Douglas Street  
Omaha, Nebraska 68102  
(402) 898-7000  
Attorney for Defendant